

+

PTO/SB/08A (08-00)

Approved for use through 10/31/2002. OMB 0651-0031

U.S. Patent and Trademark Office: U.S. DEPARTMENT OF COMMERCE

Under the Paperwork Reduction Act of 1995, no persons are required to respond to a collection of information unless it contains a valid OMB control number.

Substitute for form 1449A/PTO

INFORMATION DISCLOSURE STATEMENT BY APPLICANT

(use as many sheets as necessary)

Sheet

1

of

2

Application Number

Complete if Known

10/808.979

Filing Date

March 24, 2004

First Named Inventor

Cheng et al.

Group Art Unit

Unknown

Examiner Name

Unknown

Attorney Docket Number

CL2360 US NA

U.S. PATENT DOCUMENTS

[illegible]

FOREIGN PATENT DOCUMENTS

[illegible]

**Examiner
Signature**

Date Considered

*EXAMINER: Initial If reference considered, whether or not citation is in conformance with MPEP 609. Draw line through citation if not in conformance and not considered. Include copy of this form with next communication to applicant.

¹ Unique citation designation number. ² See attached Kinds of U.S. Patent Documents. ³ Enter Office that issued the document, by the two-letter code (WIPO Standard ST.3). ⁴ For Japanese patent documents, the indication of the year of the reign of the Emperor must precede the serial number of the patent document. ⁵ Kind of document by the appropriate symbols as indicated on the document under WIPO Standard ST. 16 if possible. ⁶ Applicant is to place a check mark here if English language Translation is attached.

Burden Hour Statement: This form is estimated to take 2.0 hours to complete. Time will vary depending upon the needs of the individual case. Any comments on the amount of time you are required to complete this form should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, Washington, DC 20231. **DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Assistant Commissioner for Patents, Washington, DC 20231.**

Please type a plus sign (+) inside this box → +

PTO/SB/08A (08-00)

Approved for use through 10/31/2002. OMB 0851-0031

U.S. Patent and Trademark Office: U.S. DEPARTMENT OF COMMERCE

Under the Paperwork Reduction Act of 1995, no persons are required to respond to a collection of information unless it contains a valid OMB control number.

Substitute for form 1449A/PTO INFORMATION DISCLOSURE STATEMENT BY APPLICANT <i>(use as many sheets as necessary)</i>			Complete if Known	
	Application Number	10/808,979		
	Filing Date	March 24, 2004		
	First Named Inventor	Cheng et al.		
	Group Art Unit	Unknown		
	Examiner Name	Unknown		
	Attorney Docket Number	CL2360 US NA		
Sheet	2	of	2	

OTHER PRIOR ART – NON PATENT LITERATURE DOCUMENTS			
Examiner Initials *	Cite No. ¹	Include name of the author (in CAPITAL LETTERS), title of the article (when appropriate), title of the item (book, magazine, journal, serial, symposium, catalog, etc.), date, page(s), volume-issue number(s), publisher, city and/or country where published.	T ²
Bnk		Nellis and Leenhear, Microbial sources of carotenoid pigments used in foods and feeds, Appl. Bacteriol. 70: pp. 181-191, 1991	
		Misawa and Shimada, Metabolic engineering for the production of carotenoids in non-carotenogenic bacteria and yeasts, J. Biotech. Vol. 59:pp. 169-181, 1998	
		Hauben et al., Phylogenetic Position of Phytopathogens within the Enterobacteriaceae, Syst. Appl. Microbiol. 21(3): pp. 384-397, Aug. 1998	
		G. Armstrong, Eubacteria Show Their True Colors: Genetics of Carotenoid Pigment biosynthesis from Microbes to Plants, J. Bact. 176: 4795-4802, 1994	
		Armstrong et al., Genetics of Eubacterial Carotenoid Biosynthesis: A Colorful Tale, Annu. Rev. Microbiol. 51: pp. 629-659, 1997	
		GenBank Accession No. M87280, Pantoea agglomerans, April 11, 2001	
		GenBank AccessionNo. D90087, Pantoea stewartii, December 18, 2002	
		GenBank Accession No. AY166713, Pantoea ananatis, August 24, 2002	
Bnk		GenBank Accession No. AB076862, Pantoea agglomerans pv. Milletiae, December 26, 2001	

Examiner Signature		Date Considered	1/2/05
--------------------	--	-----------------	--------

*EXAMINER: Initial if reference considered, whether or not citation is in conformance with MPEP 609. Draw line through citation if not in conformance and not considered. Include copy of this form with next communication to applicant.

¹ Unique citation designation number. ² Applicant is to place a check mark here if English language Translation is attached.

Burden Hour Statement: This form is estimated to take 2.0 hours to complete. Time will vary depending upon the needs of the individual case. Any comments on the amount of time you are required to complete this form should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, Washington, DC 20231. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Assistant Commissioner for Patents, Washington, DC 20231.